

United States District Court

Southern

DISTRICT OF

Texas

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

ROBERT DURST
aka, Dorothy Ciner

(Name and Address of Defendant)

CASE NUMBER: CR-G-01-35-M

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about October 16, 2001 in Galveston county, in the

Southern District of Texas defendant(s) did, (Track Statutory Language of Offense)

willfully, unlawfully and feloniously move and travel in interstate commerce with intent to avoid prosecution for the crime of Murder, a felony violation in the state of Texas

in violation of Title 18 United States Code, Section(s) 1073.

I further state that I am a(n) Special Agent of the Federal Bureau of Investigation and that this complaint is based on
Official Title

the following facts:

See attached Affidavit

Continued on the attached sheet and made a part hereof:

Yes No

Keith J. Brastow, Special Agent FBI
Signature of Complainant

Sworn to before me and subscribed in my presence,
and I find probable cause,

Date October 18, 2001

at Galveston, Texas

City and State

John R. Froeschner, U.S. Magistrate Judge
Name & Title of Judicial Officer

Signature of Judicial Officer

John R. Froeschner

AFFIDAVIT

I, Keith L. Braxton, Special Agent of the Federal Bureau of Investigation (FBI), United States Department of Justice, having been duly sworn, state:

1. I am a Special Agent of the Federal Bureau of Investigation assigned to the Texas City Resident Agency of the Houston Division. I have been a Special Agent for the past ten (10) years and have investigated numerous cases concerning violent crimes. As a Special Agent assigned to the Texas City Resident Agency, I have been assigned to investigate federal criminal violations of which the U.S. Government has an interest, to include fugitive investigations.

2. This affidavit sets forth probable cause to believe that ROBERT DURST has fled in interstate commerce from the state of Texas to avoid prosecution.

3. On October 17, 2001, your affiant was advised by Assistant District Attorney (ADA) Joel Bennett, Galveston County, Texas that ROBERT A. DURST is a defendant in a Murder and Bail Jumping prosecution in Galveston County, Texas. He advised Special Agent (SA) Keith L. Braxton of the following events:

4. On September 30, 2001, ROBERT A. DURST was arrested and appeared before the Court of the 212th Judicial District of Texas, Galveston, Texas concerning the murder of MORRIS BLACK, date of birth 10/21/29, whose dismembered body was found on September 28, 2001 in Galveston, Texas.

5. On October 12, 2001, First Assistant District Attorney KURT SISTRUNK, Galveston County, Texas contacted MARK KELLY, Attorney of Record for ROBERT DURST, to advise him of a docket date of October 16, 2001, before the Court of the 212th Judicial District of Texas which had been set for the appearance of ROBERT DURST concerning a charge of murder.

6. ROBERT DURST did not appear for the hearing. According to ADA BENNETT, on October 16, 2001, Attorney MARK KELLY stated to the court that he advised ROBERT DURST of the date of the hearing during the weekend of October 13-14, 2001.

7. On October 17, 2001, Arrest Warrants were issued in the Court of the 212th Judicial District of Texas at Galveston, Texas for ROBERT DURST. The warrants are listed as warrant numbers 0501CR19000101 for the State of Texas violation of Bail Jumping and 0501CR19010101 for the State of Texas violation of Murder.

8. On October 17, 2001, ADA JOEL BENNETT advised Special Agent Braxton that pursuant to the investigation of the murder for which ROBERT A DURST is being charged, Bennett had received information that ROBERT DURST was attempting to have \$1.7 million removed from an account located in New Jersey by means of a wire transfer.

9. On October 18, 2001, Detective Sergeant CODY CAZLAS, Galveston Police Department, Criminal Investigations Division, Galveston, Texas advised SA Braxton that he is the investigating officer assigned to the investigation of the murder of MORRIS BLACK.,

10. Detective CAZLAS advised that on October 17, 2001, he spoke with ADA JEANINE PIRROT of the West Chester County District Attorney's Office, White Plains, New York. PIRROT is conducting an investigation concerning the disappearance of ROBERT DURST's previous wife,

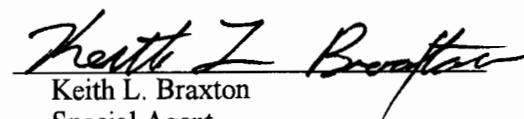
KATHLEEN DURST, which occurred 18 years earlier. PIRROT stated to CAZLAS that on October 17, 2001, she participated in an interview of a woman named DEBORAH LEE CHARATON, who is ROBERT DURST's current wife. During the interview, CHARATON stated that she had spoken with ROBERT DURST during the weekend of October 13-14, 2001. At such time, ROBERT DURST provided her with four telephone numbers as a means for making contact with him. The numbers were as follows: (203) 431-9276; (212) 945-4256; (415) 999-7612 and (707) 677-3200. Additionally, she advised she had attempted to withdraw the aforementioned amount of \$1.7 million dollars from an account utilized by ROBERT DURST, however she denied she had any knowledge of the current whereabouts of ROBERT DURST.

11. Your affiant checked the databases of the Federal Bureau of Investigation and determined the following: (203) 431-9276 is a hard line telephone located in Richfield, Connecticut serviced by Southern New England Telephone Company; (212) 945-4256 is a hard line telephone located in New York, NY, serviced by Verizon Telephone Company; (415) 999-7612 is a cellular telephone serviced by AT&T Wireless issued in San Francisco, CA.; (707) 677-3200 is a hard line telephone located in Trinidad, CA, serviced by Pacific Bell Telephone Company.

12. As an attachment, your affiant is providing a copy of a letter dated October 17, 2001, from the Office of the Criminal District Attorney, Galveston, Texas requesting the assistance of the Federal Bureau of Investigation in the apprehension of ROBERT DURST.

13. Based upon the aforementioned information, it is the belief of Special Agent Keith L. Braxton that ROBERT DURST has fled in interstate commerce from the state of Texas to avoid prosecution in violation of Title 18, U.S. Code, Section 1073.

The information contained in this affidavit is based upon my personal knowledge and information obtained from other law enforcement officers. That information is reliable since it was obtained in the normal course of law enforcement duties.

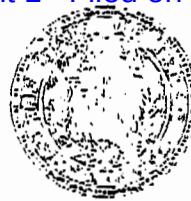


Keith L. Braxton
Special Agent
Federal Bureau of Investigation

Sworn to before me, and subscribed
in my presence this 18th day of
October and
I find probable cause.



John R. Froeschner
U.S. Magistrate Judge
Southern District of Texas



KURT SISTRUNK

First Assistant

GEORGE H. COOLEY

Grand Jury Chief

MICHAEL J. GUARINO

MIKE TOLLETT

Chief Investigator

JANICE K. ROACH

Chief Administrator

**CRIMINAL DISTRICT ATTORNEY
GALVESTON COUNTY
722 MOODY, SUITE 300
GALVESTON, TEXAS 77550**
October 17, 2001

Special Agent in Charge

Attn: Rick Powers

Federal Bureau of Investigation

Room 211

P.O.Box 3046

Texas City, Texas 77592

Re: Robert Durst, DOB 4/12/1943, W/M 5' 7" 150lbs.

Dear Rick Powers:

This Office request the assistance of The Federal Bureau of Investigation in locating and apprehending Robert Durst who is the Defendant in a Murder and Bail Jumping case in Galveston County, Texas. We have reason to believe this subject has left the State of Texas to avoid prosecution in this case. Two Felony Warrants, # 050SCR19000101 and # 0501CR19010101, for Murder and Bail Jumping were issued by the 212TH District Court for Robert Durst on October 17, 2001.

The Defendant is identified above and his booking information is attached. His social security number is 027-32-3616. The Defendant was last known to be in New Orleans but is currently attempting to have \$1.8 million removed from an account in New Jersey by wire transfer.

These two offenses occurred on September 30, 2001 (Murder) and October 16, 2001 (Bail Jumping). Both cases have been indicted. When this subject is located and arrested, he will be extradited to this State or Country to stand trial for these offenses.

If you have any questions, please call me at 766-2335 or page me at 409-943-0365.

Sincerely,

Joel H. Bennett

Assistant Criminal District Attorney

Phone: Felony Section
(409) 766-2355
Fax: (409) 766-2290
Victim's Asst.
(409) 770-5124

Family Law Section
(409) 766-2364
(409) 770-6296

Grand Jury Section
(409) 766-2379
(409) 795-2108

Worthless Check Section
(409) 766-2318
(409) 766-2398

Misdemeanor Section
(409) 766-2373
(409) 766-2398
Victim's Asst.
(409) 766-2365

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA :

v. : CRIMINAL NO. 04- 667

ROBERT DURST :

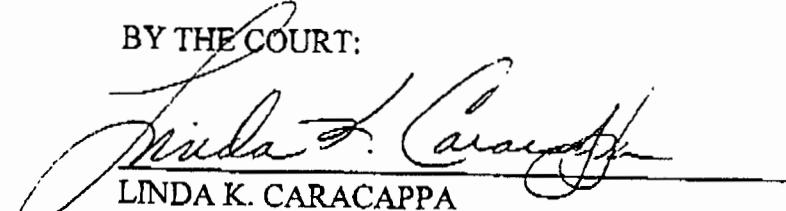
ORDER

AND NOW, this day of October, 2004, it is hereby

ORDERED

that the Superintendent of Galveston County Sheriff's Department Jail, 715 19th Street, Galveston, Texas, and the United States Marshal, produce the body of ROBERT DURST, Inmate #283385, on Thursday, November 4, 2004, to appear for an initial appearance before a United States Magistrate Judge for the Eastern District of Pennsylvania on an indictment returned on October 14, 2004.

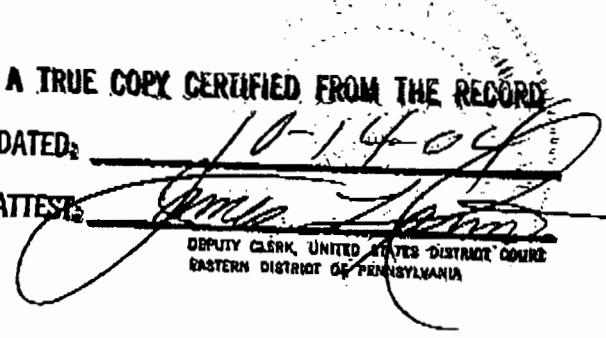
BY THE COURT:


LINDA K. CARACAPPA
United States Magistrate Judge

DATED: 10/14/04

A TRUE COPY CERTIFIED FROM THE RECORD

DATED: 10-14-04

ATTEST: 
DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES DISTRICT COURT
Eastern District of Pennsylvania

UNITED STATES OF AMERICA

v.

ROBERT DURST

WARRANT FOR ARREST
Case Number CR 04cr667

To: The United States Marshal
and any Authorized United States Officer

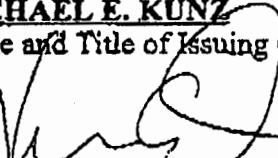
YOU ARE HEREBY COMMANDED to arrest ROBERT DURST

and bring him or her forthwith to the nearest magistrate to answer a(n) INDICTMENT charging him or her with

INTERSTATE TRANSPORTATION OF A FIREARM AND POSSESSION OF A FIREARM BY FUGITIVE FROM JUSTICE - 1 COUNT, INTERSTATE SHIPMENT OR TRANSPORTATION OF A FIREARM BY PERSON UNDER INDICTMENT FOR FELONY - 1 COUNT

in violation of Title 18 United States Code, Section(s) 922(g)(2), 922(n)

MICHAEL E. KUNZ
Name and Title of Issuing Officer


Signature of Issuing Officer

10/14/04, PHILA, PA.

Date and Location

Bail fixed at \$ 0 by HON. LINDA K. CARACAPPA
Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at

Date Received _____ Date of Arrest _____

Name and Title of Arresting Officer _____

TJSIN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

FILED

v.

OCT 14 2004

RICHARD DURST

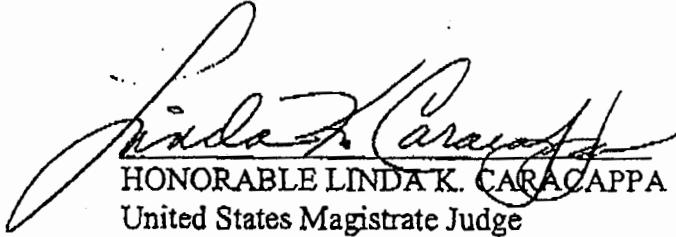
Filed Under Seal

CRIMINAL NO. 04cr1667

MICHAEL E. KUNZ, Clerk
By _____ Dep. ClerkORDER FOR BENCH WARRANTAND NOW, this 14th day of October, 2004, on motion of Patrick L.

Meehan, United States Attorney for the Eastern District of Pennsylvania, it is ORDERED that a bench warrant be issued for the arrest of the defendant in the above-captioned case.

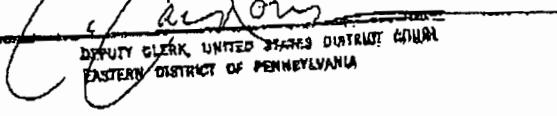
BY THE COURT:


HONORABLE LINDA K. CARACAPPA

United States Magistrate Judge

A TRUE COPY CERTIFIED FROM THE RECORD

DATED: 10-14-04

ATTEST: DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA